IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

DECLARATION FOR PATENT APPLICATION

22511
PATENT TRADEMARK OFFICE

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name.

I believe I am an original, first and joint inventor of the subject matter which is claimed and for which a patent is sought on the invention entitled:

NUCLEOTIDES FOR PREVENTION AND TREATMENT OF BACTERIAL AND FUNGAL PATHOLOGIES

the specification of which was filed on June 3, 2004 as Application No. PCT/US2004/017331.

In the event that the filing date and/or Application No. are not entered above at the time I execute this document, and if such information is deemed necessary, I hereby authorize and request my attorneys/agent(s) at Osha · Liang LLP, 1221 McKinney St., Suite 2800, Houston, Texas 77010, to insert above the filing date and/or Application No. of said application.

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by an amendment, if any, specifically referred to herein.

I acknowledge the duty to disclose all information known to me that is material to patentability in accordance with Title 37, Code of Federal Regulations, § 1.56.

FOREIGN PRIORITY CLAIM

I hereby claim foreign priority benefits under Title 35, United States Code § 119(a)-(d) of any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed:

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x no such foreign applications have been filed	
such foreign application have been filed as follows:	

Attorney Docket No.: 17242/003004

EARLIEST FOREIGN APPLICATION(S), IF ANY FILED WITHIN 12 MONTHS (6 MONTHS FOR DESIGN) PRIOR TO THIS U.S. APPLICATION

Application Number	Count	гу	Date of Filing		riority Claimed ider 35 USC 119
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CLAIM FOR BEI	NEFIT OF	EARLIER	U.S. PROVIS	IONAL AP	PLICATIONS
reby claim priority be	enefits und	ler Title 35,	United States	Code §119((e), of any Uni
es provisional patent	applicatio	n(s) listed b	elow:		
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Attorney Docket No.: 17242/003004

Application Number	Relationship	Parent Application	Date of Filing
PCT/US2004/017331	Continuation	10/453,410	June 3, 2003
PCT/US2004/017331	Continuation	10/743,956	December 23, 2003
PCT/US2004/017331	Continuation	10/818,158	April 5, 2004
10/818,158	Continuation-in-part	10/743,956	December 23, 2003
10/743,956	Continuation-in-part	10/453,410	June 3, 2003

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint:

All practitioners at Customer Number 22511, all of Osha · Liang LLP, 1221 McKinney St., Suite 2800, Houston, Texas 77010, jointly, and each of them severally, my attorneys at law/patent agent(s), with full power of substitution, delegation and revocation, to prosecute this application, to make alterations and amendments therein, to receive the patent, and to transact all business in the U. S. Patent and Trademark Office connected therewith.

The undersigned hereby authorizes the U.S. attorney or agent named herein to accept and follow instructions from CytoGenix, Inc. as to any action to be taken in the United States Patent and Trademark Office regarding this application without direct communication between the U.S. attorney or agent and the undersigned. In the event of a change in the persons from whom instructions may be taken, the U.S. attorney or agent named herein will be so notified by the undersigned.

Please mail all correspondence to T. Chyau Liang, Ph.D., whose address is:

Use Address Associated with PTO Customer No. 22511

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Please direct facsimiles to: (713) 228-8778

Attorney Docket No.: 17242/003004

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Third inventor's signature	Date
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Fourth inventor's signature	Date
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